

ASSIGNED

Serial No. **52194**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office **JUN 07 1988**

Returned to applicant for correction

Corrected application filed Map filed **JUL 20 1988**

The applicant **WINE GLASS, INC.**

of **Round Mountain**

Street and No. or P.O. Box No.

City or Town

Nevada 89045

State and Zip Code No.

hereby make **S** application for permission to change the

place of use and point of diversion for a portion of

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under **Permit 31271**

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is **underground**
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed **1 second foot**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **irrigation**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for **irrigation**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point **(one second foot only) within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 19, T. 11 N., R. 43 E., M.D.B.&M., at a point from which the NE corner of said Section 19 bears North 59°46' East a distance of 1348 feet.**
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing permitted point of diversion is located within **(remaining 3.40 second feet) within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 19, T. 11 N., R. 43 E., M.D.B.&M., at a point from which the NE corner of said Section 19 bears North 69°55' East a distance of 1398.16 feet.**
If point of diversion is not changed, do not answer.
7. Proposed place of use **E $\frac{1}{2}$ E $\frac{1}{2}$ Sec. 19, N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 20, T. 11 N., R. 43 E., M.D.B.&M.**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use **NE $\frac{1}{4}$ NE $\frac{1}{4}$ (26 ac) Sec. 19, NW $\frac{1}{4}$ NW $\frac{1}{4}$ (23 ac), NE $\frac{1}{4}$ NW $\frac{1}{4}$ (20 ac) SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ (17 ac) NE $\frac{1}{4}$ NE $\frac{1}{4}$ (14 ac) SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, of Section 20, T. 11 N., R. 43 E., M.D.B.&M.**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from **January 1st** to **December 31st** of each year.
Month and Day Month and Day
10. Use was permitted from **January 1st** to **December 31st** of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **Drilled well, cased electric motor and submersible pump, flood irrigation system**
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works **\$60,000**
13. Estimated time required to construct works **Two years**

14. Estimated time required to complete the application of water to beneficial use..... Four years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is intended to expand the place of use so that this permit and the other two sources can serve the same area. No increase in consumption will occur. This right will eventually be used in conjunction with the various geothermal rights owned by Great Smoky Geothermal.

By s/Ross E. de Lipkau
R. E. de Lipkau
P. O. Box 2790, Reno, Nv 89505

Compared bc/ bk bp/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 31271 is issued subject to the terms and conditions imposed in said Permit 31271 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 31271, 52194, and 52730 shall not exceed 1040 acre feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total acreage irrigated under Permits 31271, 52194 and 52730 shall not exceed 260 acres located within the E $\frac{1}{2}$ E $\frac{1}{2}$, Section 19, the N $\frac{1}{2}$ and the N $\frac{1}{2}$ S $\frac{1}{2}$ and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, all in T11N R43E MDB&M.

Of the 260 acres ultimately irrigated under Permits 31271, 52194 and 52730, 182.6 acres must remain supplemental to surface water rights held by the permittee.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 1.0 cubic feet per second, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources, but not to exceed 236.36 acre feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before July 30, 1990

Proof of completion of work shall be filed before August 30, 1990

Application of water to beneficial use shall be made on or before July 30, 1991

Proof of the application of water to beneficial use shall be filed on or before August 30, 1991

Map in support of proof of beneficial use shall be filed on or before August 30, 1991

Completion of work filed AUG 30 1991

Proof of beneficial use filed SEP 11 1992

Cultural map filed.....

Certificate No. 13556 Issued DEC 14 1992 A.D. 19 90

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 27th day of February

[Signature]
State Engineer